

GLEN K. ALLEN
glenallenlaw@protonmail.com
5423 Springlake Way
Baltimore, MD 21212
Telephone: 410-802- 6453

Attorney for Debtor

Admitted Pro Hac Vice

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
[MODESTO DIVISION]

In re:

NATHAN BENJAMIN DAMIGO,

Debtor.

Chapter Number: 7

**ELIZABETH SINES, SETH
WISPELWEY, MARISSA BLAIR,
TYLER MAGILL, APRIL MUNIZ,
HANNAH PEARCE, MARCUS
MARTIN, NATALIE ROMERO,
JOHN DOE, AND CHELSEA
ALVARADO,**

Plaintiffs,

v.

NATHAN BENJAMIN DAMIGO,

Defendant.

Case No. 19-90003-E-7

**DEBTOR'S ANSWER TO
COMPLAINT SEEKING
DETERMINATION THAT DEBTS ARE
NON-DISCHARGEABLE PURSUANT
TO 11 U.S.C. § 523(A)(6)**

Adv. Pro. No. 19-09006

1 Debtor Nathan Damigo responds to the allegations in plaintiffs' complaint as follows:

- 2 1. In this first paragraph, plaintiffs set forth their characterization of their own
3 complaint. Debtor is not, in his judgment, required to admit or deny this
4 characterization.
- 5 2. As to the first sentence of the second paragraph, the terms "operative facts," "neo-
6 Nazis," and "white supremacists" are vague and undefined and Debtor therefor
7 denies the allegations in that sentence; Debtor affirmatively asserts that he is not
8 a "neo-Nazi" or a white supremacist" but an identitarian who advocates for persons
9 of European ancestry. Debtor admits on information and belief the allegations in
10 the second sentence. As to the third, fourth, fifth, and sixth sentences, Debtor
11 admits that at least some of the plaintiffs were injured as a result of the events of
12 August 11 and 12, 2017 but denies that he intended to cause or did cause any such
13 injuries.
- 14 3. Admitted.
- 15 4. Debtor admits he was a founder of Identity Evropa but denies it was a "white
16 supremacist" organization. Whether it was "white nationalist" depends on the
17 definition of "white nationalist." Debtor denies the second and third sentences of
18 this paragraph.
- 19 5. Admitted.
- 20 6. Admitted.
- 21 7. Admitted.
- 22 8. No response from Debtor required.
- 23
24

- 1 9. First sentence admitted on information and belief. As to the second sentence, Debtor denies
2 that the allegations in the "Amended Complaint" are "facts" and therefore denies the second
3 sentence.
- 4 10. First sentence admitted except that Debtor was but no longer is a defendant in the
5 Charlottesville Action, which has concluded. Second sentence is denied.
- 6 11. Debtor submits that Plaintiffs, by purporting to "incorporate by reference the allegations in
7 the Amended Complaint" - a 109 page complaint containing 375 paragraphs - violate FRCP
8 8's requirement of a "short and plain" statement of their claim.
- 9 12. All sentences in Paragraph 12 contain false or inaccurate assertions and are therefore denied,
10 except that Debtor admits he was a founder of Identity Evropa which was a defendant in the
11 Charlottesville action and that it might be said to have adopted the slogan "You will not
12 replace us" which was chanted at the Unite the Right Rally.
- 13 13. Debtor admits only that defendants in the Charlottesville Action were found liable in
14 accordance with the jury verdict and amended judgment in that case and the Fourth Circuit's
15 July 1, 2024 decision on appeal.
- 16 14. First and second sentences admitted. Third sentence denied.
- 17 15. Admitted.
- 18 16. Debtor repeats his responses set forth above.
- 19 17. Denied.
- 20 18. Plaintiffs' claims in the Charlottesville Action speak for themselves and cannot be adequately
21 summarized in a single sentence, as paragraph 18 purports to do.
- 22 19. Denied.
- 23 20. Denied.
- 24

21. Denied.

22. Denied.

23. Denied.

24. Denied.

AFFIRMATIVE DEFENSE

1. Plaintiffs' claims are or may be barred by res judicata or collateral estoppel.

Respectfully submitted,

_____/s/_____
 Glen K Allen, Esq.
 5423 Springlake Way
 Baltimore, MD 21212
 Admitted pro hac vice

CERTIFICATE OF SERVICE

I hereby certify that on March 13, 2025, true and accurate copies of the foregoing were served via ECF procedures of this Court to all counsel of record.

_____/s/_____
 Glen K Allen, Esq.
 5423 Springlake Way
 Baltimore, MD 21212
 Admitted pro hac vice